

**CONSUMER PROTECTION AND ANTITRUST BUREAU
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WWW.DOJ.NH.GOV/CONSUMER**

MARTIAL ARTS SCHOOL REGISTRATION STATEMENT

Effective July 1, 2007, Martial Arts Schools were separated from Health Clubs and now fall under their own statute, NH RSA 358-S. All Martial Arts Schools are required by law to pay a fee of \$100.00 to register with the Consumer Protection and Antitrust Bureau. Failure to include the registration fee and/or all requested attachments will result in the rejection of your Registration Statement. Failure to register is a violation of the Consumer Protection Act, NH RSA 358-A.

It is your responsibility to familiarize yourself with the provisions and requirements of RSA 358-S. You may find the law in its entirety on www.nh.gov under the Laws and Rules Section Trade and Commerce heading.

Please refer to pages 2 and 3 for important instructions on completing this Registration Statement.

FOR BUREAU USE ONLY:

Date Received: _____

Fee Received: _____

Registration No.: _____

Price List Received: _____

Current Contract Received: _____

Last Update: 5/08

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MARTIAL ARTS SCHOOL REGISTRATION STATEMENT

INSTRUCTIONS

Please read these instructions thoroughly before attempting to complete the registration statement. Follow the instructions carefully. Failure to do so may result in the rejection of your registration.

- Effective July 1, 2007, Martial Arts Schools are specifically regulated by NH RSA 358-S.
- All questions must be answered fully and completely. Attach additional pages if necessary.
- If a question does not apply to your business enter “N/A”.
- Attach a sample copy of your membership contract or student registration forms to this registration statement.
- A comprehensive list of all membership payment options and the respective price of each must be available to each prospective student. A copy of that list must be attached to this registration statement.
- A copy of this registration statement must be kept at your place of business for review by current and prospective students.
- This registration statement must be signed and sworn to by a legal representative of the business before either a Notary Public or Justice of the Peace.
- Making false statements and omitting material information is prohibited and may result in legal action.
- All membership/registration materials given to current and prospective students must include the language set forth in NH RSA 358-S:3 and NH RSA 356-S:6 in order to comply with state law. Failure to include this language will result in a rejection of your registration statement.

PLEASE NOTE: All Martial Arts Schools must offer a month-to-month contract and all term contracts may not be longer than 3 years. Also, under New Hampshire law, month-to-month members **must** be allowed to terminate their school membership with a 30 day written notice. You may **not** require that this notice of cancellation be delivered by certified or registered mail. You may not refuse to accept a hand-delivered request to terminate a membership. Provisions contrary to these laws will result in the rejection of your application.

- ♦ Any school filing more than 90 days after their registration due date may be subject to a \$1000 administrative assessment.
- ♦ If more than one school is owned by the same entity, each school must be registered separately.
- ♦ **If the business is closed or sold, you must send written notification to this office.**

All attachments noted above must accompany this registration statement.

I. COMPANY

1. Name of business: _____

Address: _____

Mailing address: _____

Telephone Number: _____

E-mail address: _____

Web site: _____

2. If a trade name, has it been registered with the Secretary of State? _____

3. Previous name of school, if applicable: _____

Previous owner's name and address: _____

Date you purchased the school: _____

4. If the company has more than one location in New Hampshire, list the name and address of the home or main office:

5. Date school opened: _____

6. Is the school a partnership or sole proprietorship? If yes, identify owners/partners of the school below:

Name, Address & Ownership Interest

7. Is the school a corporation?

(a) If yes, identify the officers and directors of the school:

Name, Address, Office

(b) Stockholders who hold in excess of 20% of the Martial Arts School and its parent corporation:

Name, Address, Number of Shares

8. Parent corporation, if applicable:

a. Name of parent corporation: _____

Address: _____

b. Officers and directors of parent corporation:

Name, Address, Office

c. Stockholders:

Name, Address, Number of Shares

9. Is the school an LLC?

(a) If yes, identify the members of the school:

Name, Address

II. FACILITIES

1. Approximate size in square feet: _____

2. List each service available to your members (e.g., weight training, calisthenics, karate, judo, etc.) Please indicate whether listed services are limited to specific membership plans:

3. List a description, the brand name, and quantity of each piece of equipment available to club patrons (e.g., 2 treadmills, etc.). (Please indicate if access to certain equipment is limited to specific membership plans).

4. Are showers available? _____

Number: _____

III. MEMBERSHIP

1. Please describe each of your programs or services available to your clients. Attach copies of any promotional materials that outline your programs.

Name/Description, No. Enrolled, Cost

2. Total active membership: _____

3. If a new school, the projected active membership on commencement of operations:

4. If you are a new owner of an existing martial arts school, state the policy, if any, as to accepting or crediting pre-existing memberships.

IV. REGISTRANT INFORMATION

1. Have you ever operated or owned a martial arts school, as defined by RSA 358-S, in New Hampshire other than the club described in Part 1? _____

2. If so, give the name and address of the school: _____

3. Is the school still operating? _____

4. If the school is not operating, give the date the school closed and the reason for closing:

Please remember:

Membership contract, registration materials, list of plans and membership fees, as well as the \$100 registration fee must be attached and returned with this registration. Please note that the contract must include the language set forth in NH RSA 358-S:3 and NH RSA 358-S:6 in order to comply with state law. Failure to provide this language will result in a rejection of your registration statement.

V. DISCLOSURE OF COMPLETED OR PENDING LITIGATION

1. Please provide the following information regarding completed or pending litigation initiated against the martial arts school, or any of its officers or directors, within the **last three years**.

Name of case(s) : _____

Court in which case(s) was filed: _____

Date case(s) was filed: _____

Name(s) and address(es) of complainant(s):

Nature of case(s): _____

Final disposition: _____

Amount of unsatisfied judgment, if any: _____

ATTACH ADDITIONAL SHEETS IF NECESSARY

VI. MEMBERSHIP REFUND LIABILITY STATEMENT

1. Total number of prepaid members:

2. Total amount collected in prepaid memberships:

(See example on worksheet)

3. Total amount earned:

(See worksheet)

4. Subtract Line 3 from Line 2:

Line 4 is your total membership refund liability. If the amount of line 4 is greater than \$5,000, you MUST provide evidence of bonding in the amount of \$50,000 or the equivalent in escrow accounts, cash, marketable securities or a letter of credit.

I hereby certify that the foregoing information is true, correct and complete to the best of my knowledge and belief. I also certify that I shall notify the office of the Attorney General, Consumer Protection and Antitrust Bureau, if any of the information provided in this statement changes or upon the closing of the establishment described in this form.

Affiant's Signature

Print Name of Affiant

State of New Hampshire, _____ County

Subscribed and sworn to before me this _____ day of _____,
20____.

Notary Public/Justice of the Peace

My commission expires: _____

Print name: _____

WORKSHEET – PREPAID MEMBERSHIP LIABILITY

*****NOTE:** The dollar amounts determined in this worksheet are for individual members. The amounts you enter on the Membership Refund Liability Statement are the dollar amounts for all members of your club.

TOTAL AMOUNT COLLECTED IN PREPAID MEMBERSHIPS

Example: Consumer A joins a school on May 2, 2006, and pays \$150 for 6 months. On November 3, 2006, Consumer A extends her membership for another year and pays the owner \$275. The school owner is filling out his Martial Arts School Registration Statement on January 4, 2007. The TOTAL AMOUNT COLLECTED IN PREPAID MEMBERSHIPS for Consumer A would be \$275 because that is the amount she paid for her current membership.

TOTAL AMOUNT EARNED

1. Total amount of prepaid membership:

2. Length of membership (in months):

3. Divide Line 1 by Line 2:

4. Number of months used:

5. Multiply Line 3 by Line 4:

LINE 5 IS THE TOTAL AMOUNT EARNED PER MEMBER.

This worksheet formula is for your use; do not return it to the Bureau.